

Introduced by Senator Figueroa

February 24, 2006

An act to amend Section 4005 of the Fish and Game Code, relating to fish and game.

LEGISLATIVE COUNSEL'S DIGEST

SB 1806, as introduced, Figueroa. Trapping license: fur-bearing mammals.

(1) Existing law requires every person other than a fur dealer who traps fur-bearing mammals or nongame mammals designated by the Fish and Game Commission or who sells raw furs of those mammals, to procure a trapping license, with specified exceptions. Existing law requires the Department of Fish and Game to develop standards that are necessary to ensure the competence and proficiency of applicants for a trapping license.

This bill would instead require every person other than a fur dealer who traps a badger, bat, beaver, bobcat, coyote, ermine, fox, mink, muskrat, opossum, raccoon, skunk, squirrel, or any other mammal designated by the commission or who sells raw furs of those mammals, to procure a trapping license, as provided.

(2) Existing law generally provides that a violation of the fish and game laws is a crime.

This bill would impose a state-mandated local program by creating new crimes.

(3) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: yes.

The people of the State of California do enact as follows:

1 SECTION 1. Section 4005 of the Fish and Game Code is
2 amended to read:

3 4005. (a) Except as otherwise provided in this section, every
4 person, other than a fur dealer, who traps ~~fur-bearing mammals~~
5 ~~or nongame mammals~~, a badger, bat, beaver, bobcat, coyote,
6 ermine, fox, mink, muskrat, opossum, raccoon, skunk, squirrel, or
7 any other mammal designated by the commission or who sells
8 raw furs of those mammals, shall procure a trapping license.
9 “Raw fur” means any fur, pelt, or skin that has not been tanned or
10 cured, except that salt-cured or sun-cured pelts are raw furs.

11 (b) The department shall develop standards that are necessary
12 to ensure the competence and proficiency of applicants for a
13 trapping license. No person shall be issued a license until he or
14 she has passed a test of his or her knowledge and skill in this
15 field.

16 (c) Persons trapping mammals in accordance with Section
17 4152 or 4180 are not required to procure a trapping license
18 except when providing trapping services for profit.

19 (d) No raw furs taken by persons providing trapping services
20 for profit may be sold.

21 (e) Officers or employees of federal, county, or city agencies
22 or the department, when acting in their official capacities, or
23 officers or employees of the Department of Food and Agriculture
24 when acting pursuant to the Food and Agricultural Code
25 pertaining to pests or pursuant to Article 6 (commencing with
26 Section 6021) of Chapter 9 of Part 1 of Division 4 of the Food
27 and Agricultural Code, are exempt from the license requirement
28 of this section.

29 SEC. 2. No reimbursement is required by this act pursuant to
30 Section 6 of Article XIII B of the California Constitution because
31 the only costs that may be incurred by a local agency or school
32 district will be incurred because this act creates a new crime or
33 infraction, eliminates a crime or infraction, or changes the
34 penalty for a crime or infraction, within the meaning of Section
35 17556 of the Government Code, or changes the definition of a

- 1 crime within the meaning of Section 6 of Article XIII B of the
- 2 California Constitution.

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